

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 TRACY BEASLEY,

12 Plaintiff,

13 v.

14 TRAVELERS COMMERCIAL  
15 INSURANCE COMPANY,

16 Defendant.

No. 2:23-cv-00326-DJC-CSK

ORDER

17 Plaintiff Tracy Beasley has filed the instant request for a six-month continuance,  
18 (ECF No. 38), which the Court construes as a Motion for Administrative Relief as  
19 defined by Local Rule 233. Since this case was removed to this Court over one year  
20 ago, Plaintiff has sought to stay or continue the case five times either to allow Plaintiff  
21 time to secure legal counsel or because of medical issues. (See ECF Nos. 11, 12, 14,  
22 36 and 38.) Most recently, on May 22, 2024, the Court granted Plaintiff's request for a  
23 sixty (60) day extension of time to retain counsel following the withdraw of her  
24 previous counsel due to Plaintiff's medical issues. (ECF No. 37.) Plaintiff's instant  
25 request, however, does not seek the extension of any particular deadline, but instead  
26 seeks what is effectively a stay of the case for the next six months while Plaintiff attends  
27 to her medical needs.

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1       Although the Court is sympathetic to Plaintiff's medical issues, Plaintiff has not  
2 established the sort of hardship which would warrant such a lengthy stay when  
3 balanced against the prejudice to Defendant and the efficient use of judicial  
4 resources. Plaintiff has not described how her medical condition or planned health  
5 care interfere with her ability to prosecute the case. *Compare Miesegaes v. Allenby*,  
6 No. CV1501574CJCRAO, 2020 WL 3077906, at \*2 (C.D. Cal. Feb. 11, 2020) (granting  
7 an extension of stay where the court determined that the defendant was unable to  
8 participate in his own defense of the claims against him at this time due to injuries). It  
9 is also unclear whether Plaintiff's medical condition is likely to be resolved within the  
10 requested time frame, and the Court is unable to grant an indefinite stay. If Plaintiff is  
11 unable to prosecute her case at this time, she may stipulate to dismissal without  
12 prejudice and refile when she is able.

13           Accordingly, IT IS HEREBY ORDERED THAT Plaintiff's request for a six month  
14 continuance (ECF No. 38) is DENIED.

15           IT IS SO ORDERED.

16 Dated: July 9, 2024

  
Hon. Daniel J. Calabretta  
UNITED STATES DISTRICT JUDGE

20 DJC2 – Beasley23cv00326.Reqforcont

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